

**A CERTIFIED TRUE COPY**

ATTEST

By Dana Stewart on Mar 17, 2010

FOR THE UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**IN RE: HEARTLAND PAYMENT SYSTEMS, INC.,  
CUSTOMER DATA SECURITY BREACH  
LITIGATION**Putnam Bank v. Heartland Payment Systems, Inc., )  
D. Connecticut, C.A. No. 3:10-61 )

MDL No. 2046

**Mar 02, 2010****FILED  
CLERK'S OFFICE****CONDITIONAL TRANSFER ORDER (CTO-2)**

On June 10, 2009, the Panel transferred 17 civil actions to the United States District Court for the Southern District of Texas for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 626 F.Supp.2d 1336 (J.P.M.L. 2009). Since that time, three additional actions have been transferred to the Southern District of Texas. With the consent of that court, all such actions have been assigned to the Honorable Lee H. Rosenthal.

It appears that the action on this conditional transfer order involves questions of fact that are common to the actions previously transferred to the Southern District of Texas and assigned to Judge Rosenthal.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), this action is transferred under 28 U.S.C. § 1407 to the Southern District of Texas for the reasons stated in the order of June 10, 2009, and, with the consent of that court, assigned to the Honorable Lee H. Rosenthal.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of Texas. The transmittal of this order to said Clerk shall be stayed 14 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 14-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Jeffery N. Lüthi  
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.

**Mar 17, 2010**CLERK'S OFFICE  
UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION